

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



**FISCAL MEMORANDUM**

**HB 1278 – SB 1288**

April 7, 2015

**SUMMARY OF ORIGINAL BILL:** Prohibits a member of a county or municipal legislative body from voting on any matter in which the member has a conflict of interest because the member, or the member's immediate family, is an employee of the respective county or municipality. Defines "immediate family" as a spouse, child, stepchild, brother, sister, son-in-law, daughter-in-law, parent, or grandparent of the member.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

**SUMMARY OF AMENDMENTS (005465, 005852):** Amendment 005465 deletes and rewrites the bill such that the amended bill prohibits a member of a county or municipal legislative body from voting on any matter in which the member has a conflict of interest because the member, or the member's immediate family, is an employee of the respective county or municipality; requires a two-thirds vote of the applicable local legislative body to adopt the measure; and defines "immediate family" as a spouse, child, stepchild, brother, sister, son-in-law, daughter-in-law, or parent of the member.

Amendment 005852 adds language to the bill such that an abstention by a county official for conflict of interest does not count towards a majority in the local legislative body; and requires a two-thirds majority for the measures in the bill to be applicable.

**FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENTS:**

**Unchanged from the original fiscal note.**

Assumptions for the bill as amended:

- This amended bill will have no fiscal impact on state government; applies only to local government.
- Prohibiting a county or municipal legislative body member from voting on an issue because of a conflict of interest is not anticipated to have any significant impact on local government.

**CERTIFICATION:**

**HB 1278 – SB 1288**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in dark ink, reading "Jeffrey L. Spalding". The signature is written in a cursive, flowing style with a large initial "J".

Jeffrey L. Spalding, Executive Director

/maf